

Docket No. 10806-64

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box Non-Fee Amendment; Assistant Commissioner of Patents, Washington, DC 20231 on

Dec. 9, 1999

Laureen E. Mains

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PATENT

#6
Election
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

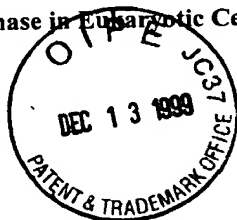
Applicant: Vincente Dias et al

Serial No.: 09/158,272

Filed: September 22, 1998

For: Use of Beta Recombinase in Eukaryotic Cells, Especially for Transgenic Work

Box Non-Fee Amendment
Assistant Commissioner of Patents
Washington, D. C. 20231



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Dear Sir:

Transmitted herewith is a Response to Restriction Requirement in the above identified application.

☒ No additional fee is required.

☐ Also attached:

The fee has been calculated as shown below:

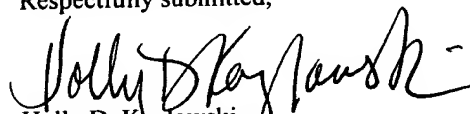
	NO. OF CLAIMS	HIGHEST PREVIOUS PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	26	26	0	x \$22 =	\$0
Independent Claims	5	5	0	x \$80 =	\$0
If multiple claims newly presented, add \$260.00					-----
TOTAL FEE DUE					\$0

☐ A check in the amount of \$0 is enclosed.

☐ Please charge my Deposit Account No. 04-1133 in the amount of \$0.

☒ The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment, to Deposit Account No. 04-1133, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,


Holly D. Kozlowski
Registration No. 30,468

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Date: December 9, 1999
510957.01

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Laureen E. Mains
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**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Vincente Días et al : Paper No.: ____
Serial No.: 09/158,272 : Group Art Unit: 1641
Filed: September 22, 1998 : Examiner: J. Woitach

For: **Use of Beta Recombinase in Eukaryotic Cells, Especially for Transgenic Work**

RESPONSE TO RESTRICTION REQUIREMENT

Box Non-Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In the Official Action dated November 17, 1999, the Examiner required restriction under 35 U.S.C. §121 between claims 27, 28, 31-50 and 52 drawn to methods of genetic modification in animals, claim 29, drawn to genetic modification in plants, claim 30 drawn to genetic modification in microorganisms, and claim 51 drawn to a method of gene therapy.

Applicants hereby elect the method for genetic modification in animals defined by claims 27, 28, 31-50 and 52, for prosecution on the merits. This election is made with traverse on the basis that it would not be unduly burdensome for the Examiner to examine all of the indicated inventions which employ prokaryotic beta recombinase and its specific target sequences in this application.

It is believed that this represents a complete response to the Official Action, and examination on the merits is requested.

Respectfully submitted,

By Holly D. Kozlowski

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